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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Norman B. Javitt
SERIAL NO. : 10/659,764 EXAMINER : Maria Gomez Leavitt
FILED : September 10, 2003 ART UNIT : 1633
FOR : THERAPEUTIC METHODS OF REDUCING CHOLESTEROL
ACCUMULATION

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Pamela De Marco
(Name of Depositor)

Pamela De Marco 4/21/09
(Signature and Date)

RESPONSE TO NOTICE OF NON-COMPLIANT
AMENDMENT (37 CFR 1.121)

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated April 3, 2009, which makes reference to Applicants Amendment filed September 22, 2008 as non-compliant, Applicants are submitting herewith replacement pages comprising the Amendment to the claims section of the September 2008 Amendment. The Examiner's Notice alleges that Applicants amendment to the claims submitted on September 22, 2008 fails to comply with 35 CFR 1.75(h) which requires that any sheet including a claim or portion of a claim may not contain any other material. Applicant's amendment of September 2008 unintentionally failed to include a carriage

return and, therefore, the Remarks section began on the same page as a claim amendments page. Applicants provide replacement Amendment to the claims pages, without any other material on said page. The replacement pages are believed to be compliant with the current requirements for Amendments to the claims, and acceptance and entry thereof in the record is requested.